

PALMETTO CITY COMMISSION
October 4, 2010
7:00 PM

Elected Officials Present

Shirley Groover Bryant, Mayor
Tamara Cornwell, Vice Mayor, Commissioner-at-Large 2
Alan Zirkelbach, Commissioner-at-Large 1
Mary Lancaster, Commissioner, Ward 1
Tambra Varnadore, Commissioner, Ward 2
Brian Williams, Commissioner, Ward 3

Staff Present:

Mark Barnebey, City Attorney
Jim Freeman, City Clerk
Allen Tusing, Public Works Director
Rick Wells, Chief of Police
Diane Ponder, Deputy Clerk-Administration

Mayor Bryant called the meeting to order at 7:00 p.m., followed by a Moment of Silence and the Pledge of Allegiance.

Proclamation: National Domestic Violence Month
Accepting: Deni Stolze, Shelter Advocate
Laurel Lynch, Executive Director/CEO
Hope Family Services

DeSoto Young Marines
Accepting: Tony Rosado, Unit Commander, DeSoto Young Marines
Cpl. Devin Bloome

Swearing-in of all persons intending to address City Commission.

Public Comment (non-agenda items): None

1. CITY COMMISSION AGENDA APPROVAL

Item 2C, Special Function Permit for Palmetto Art Center, was added to the Consent Agenda.

MOTION: Commissioner Zirkelbach moved, Commissioner Cornwell seconded and motion carried to approve the October 4, 2010 7:00 p.m.agenda with the addition of item 2C.

2. CITY COMMISSION CONSENT AGENDA

A) Minutes: September 20, 2010 Workshop
B) Noise Exception Permit: Palmetto Art Center
C) Special Function Permit: Palmetto Art Center

MOTION: Commissioner Zirkelbach moved, Commissioner Cornwell seconded and motion carried 5-0 to approve the October 4, 2010 Consent Agenda.

3. RESOLUTION NO. 2010-31

The resolution will adjust revenues and expenses for the year-end closing.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 09-38, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2009-2010, AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Commissioner Zirkelbach moved, Commissioner Williams seconded and motion carried 5-0 to adopt Resolution No. 2010-31.

4. ACCEPTANCE OF EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)

A) The JAG Grant is a non-matching grant that will fund the purchase of software and its installation for current Palmetto Police radios, to ensure continued communication between the department and Manatee County Sheriff's Office.

MOTION: Commissioner Zirkelbach moved, Commissioner Lancaster seconded and motion carried 5-0 to accept the Department of Justice FY10 Edward Byrne Memorial Justice Assistance Grant in the amount of \$27,600 and authorize the Mayor to execute the grant agreement.

B) RESOLUTION NO. 2010-32

Resolution 2010-32 will establish the budget for the JAG Grant.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING RESOLUTION NO. 2010-29, WHICH RESOLUTION ADOPTED THE BUDGET FOR FISCAL YEAR 2010-2011, AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Commissioner Lancaster moved, Commissioner Zirkelbach seconded and motion carried 5-0 to adopt Resolution No. 2010-32.

5. INTERLOCAL AGREEMENT FOR CONSTRUCTION OF 17TH STREET WEST CONDUIT SYSTEM

An agreement with the School Board of Manatee County to jointly fund, design and construct an underground fiber optic network along 17th St. W. from Business 41 to Public Works. In 2005 the City entered an agreement to sell two parts of the existing fiber optic conduit to the School Board. The joint venture will relocate the conduit system as part of the 17th Street project.

MOTION: Commissioner Zirkelbach moved, Commissioner Lancaster seconded and motion carried 5-0 to approve and authorize the Mayor to execute the Interlocal Agreement with the School Board of Manatee County for Construction of 17th Street West Conduit System, in an amount not to exceed \$21,429.92 for the City's portion of the project.

6. VEOLIA WATER CONTRACT EXTENSION

Extension of the Veolia Water contract for the operation, maintenance and management services for the wastewater facility for an additional two year period. Attorney Barnebey informed Commission that Veolia has signed off on the agreement.

MOTION: Commissioner Zirkelbach moved, Commissioner Williams seconded and motion carried 5-0 to approve and authorize the Mayor to execute the Extension of Agreement for Operations, Maintenance and Management Services for the City of Palmetto Wastewater Facility and Lift Station for a term ending December 31, 2012.

7. AWARD OF BID FOR WARD I PHASE II PROJECT

Award of bid to Gator Grading and Paving, LLC for the Ward I Phase II project. Bids from seven contractors were received, ranging from \$2,277,764.50 to \$4,669,735.26. Mr. Tusing recommended awarding the bid to the lowest responsive bidder. A contract will brought back to Commission for approval.

MOTION: Commissioner Zirkelbach moved, Commissioner Lancaster seconded and motion carried 5-0 to award the Ward I Phase II bid to Gator Grading and Paving, LLC in the amount of \$2,277,764.50 and authorize preparation of the contract documents.

Mayor Bryant recessed the City Commission meeting at 7:23 p.m. to open the October 4, 2010 CRA Board meeting.

Mayor Bryant reconvened the City Commission meeting at 7:26 p.m.

8. 23rd STREET REALIGNMENT UPDATE/BASEBALL FIELD UPDATE (A. Tusing)

Reported the committee will be meeting to review the final two contractors. The meeting with the County regarding the documents will be Thursday morning. Attorney Barnebey informed Commission the School Board and Mr. Preston have executed the agreements. Mr. Tusing stated the recommendation will be available by the next meeting. He stressed that no notice to proceed will be issued until after funding has been secured for the project and until the property has been acquired. Mayor Bryant stated Commissioners will be asked to use all available contacts to gather letters of support for the project.

9. DEPARTMENT HEADS' COMMENTS

Mr. Barnebey – No report.

Mr. Tusing – No report.

Mr. Freeman – No report.

Chief Wells

Reported the Police Department has opened a resource center at Oakridge Apartments in a duplex that was donated. CRA has assisted in the endeavor, and people are in place providing services for the community.

10. MAYOR'S REPORT

Reported she will continue to update Commission between meetings by email and asked that they not reply.

11. COMMISSIONERS' COMMENTS

Mrs. Lancaster

Reported that the pool came up again during the Enterprise Zone meeting.

Ms. Varnadore

Inquired if all railroad crossings have gates, because of the duration the train whistle is blown. Mr. Tusing confirmed all crossing are gated, but the train engineer is required to blow the whistle numerous times to make sure everyone is aware the train is approaching a crossing.

Meeting adjourned at 7:35 p.m.

Minutes approved: October 18, 2010

James R. Freeman

James R. Freeman, City Clerk